

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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IN RE: '318 PATENT  
INFRINGEMENT  
LITIGATION

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)  
) C.A. No. 05-356 (KAJ)  
) (consolidated)  
)  
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**DEFENDANT ALPHAPHARM PTY., LTD.'S JOINDER IN, AND  
ADOPTION OF, DEFENDANTS BARR LABORATORIES, INC.'S AND BARR  
PHARMACEUTICALS, INC.'S RESPONSE IN OPPOSITION TO  
PLAINTIFFS' MOTION SEEKING RETURN OR  
DESTRUCTION OF "PRIVILEGED" DOCUMENTS**

On October 6, 2006, Plaintiffs, by and through their undersigned counsel, moved this Court for an order requiring the defendants to return or destroy allegedly privileged documents (the "Motion"). (D.I. 308, 309). Defendant Alphapharm Pty., Ltd. hereby opposes the Motion for the reasons set forth in Defendants Barr Laboratories, Inc.'s and Barr Pharmaceuticals, Inc.'s Response In Opposition to Plaintiffs' Motion Seeking Return or Destruction of Privileged Documents. Accordingly, Defendant Alphapharm Pty., Ltd. joins in and adopts fully Defendants Barr Laboratories, Inc.'s and Barr Pharmaceuticals, Inc.'s Response In Opposition to Plaintiffs' Motion Seeking Return or Destruction of Privileged Documents, filed with the Court on October 23, 2006. The issues and arguments set forth in Defendants Barr Laboratories, Inc.'s and Barr Pharmaceuticals, Inc.'s Response In Opposition to Plaintiffs' Motion Seeking Return or Destruction of Privileged Documents are identical for both Defendant Barr and Defendant Alphapharm Pty., Ltd.

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Dated: October 23, 2006



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**DISTRICT OF DELAWARE**

**CERTIFICATE OF SERVICE**

I hereby certify that on October 23, 2006 I caused to be served by electronic mail and hand delivery the foregoing document and electronically filed the same with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:


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